

**BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001**

Complaint of Tyler, TX Local #1477
And Consumers of USPS

Docket No.

COMPLAINT OF TYLER, TX LOCAL #1477 & CONSUMERS
REGARDING FAILURE TO REVISE AND UPDATE
INFORMATION TO THE UNION & CONSUMERS
ON THE AMP STUDY FOR EAST TEXAS P.& D.
CENTER

APRIL 9, 2013

Tyler, TX Local #1477
P.O. Box 5000
Tyler, TX 75712
(903) 592-5190

I.

1. The USPS has announced their move to take originating and INP as well as Destinating mail beginning May 2013 from the East Texas P. & D. Center. This action violates the Postal Regulatory Commission's mission to hold the Postal Service accountable be in compliance, and to remain financially secure. Title 39 U.S. C. Chapter 36 as added by this Act the Postal service shall in consultation with the PRC, develop and submit a plan to meet the standards including HR6407 (109th) Postal Accountability and Enhancement Act Section 302 POSTAL FACILITIES (C) (D) (ii) Section 302. Postal Service Plan C 3 CONTENT OF FACILITIES PLAN (A) (B) (C) (D)

2. AMP study done in 2011 is outdated, not accurate; changes have occurred in staffing, savings have been captured through new low wage postal support employees, the communities potentially affected not provided adequate public notice, no revised network plans given to the PRC as per required by the PAEA which the PRC oversees.

3. NLRB Ruling (3-1-2013) USPS must provide un-redacted copies of completed AMP Feasibility studies with supporting data; management has failed to do so prior to any decision to approve a study, and continues not to provide information requested including revised updated information. This violates the statues Title 39 Chapter 3691 Sec.302 Postal Service Plan. Under 3662 101(d) the USPS agrees to act in efficient economical ways and fails when it does not revise the AMP studies after changes have occurred that drastically cause savings, however unwilling to provide new studies that show that moving mail from one facility to another fails to save any monies.

4. USPS failed to provide all evidence collected from the public in December of 2011 falsification of actual public concerns and comments As well as legislative members concerns missing from reports. New Public meeting is requested after USPS provides information as per NLRB Award and requesting PRC to use their enforcement tools to direct the Postal Service to stop East Texas P. & D. Center AMP implementation until section 302 C 1 (c) and (d) of the PAEA has been provided wherein the Postal Service needs to continue to revise its network to meet the new conditions of the plant as well as keep unions informed elected officials informed. The Postal Service is required to abide by procedural requirements contained in the national agreements and 302 C 3 A,B, C, D of the PAEA wherein new identification of costs and savings be completed and then make a new decision based on the updated facts. 54 facilities nationwide have similarly been affected, see attached list.

II. Requesting that the PRC ensure that the postal system is accessible, transparent, and financially secure by using their enforcement tools and subpoena power and authority to direct the Postal Service to stop any further AMP implementations of the 55 targeted cites for this summer 2013, due to unreliable data, and failure to comply with applicable

postal laws including the Postal Accountability and Enhancement Act and Title 39 USC

III. There has not been a true study on the adverse affects of closings or consolidations of the Plants on small and large businesses within the communities. These 55 Plants are many times the back up for mail processing when there are power outages, storms, and catastrophes. Many of these plants have the bio-hazard detection systems for Anthrax such as East Texas P & D Center to provide safety to customers as well as employees that are necessary during emergencies. Management has hidden the costs of moving mail & equipment from one location to three other facilities, especially over the 50 mile radius.

IV. Network rationalization has been based on false savings estimates inaccurate data and will have maximum adverse impact on customer service, business mail entry, and retail and delivery service will be changed drastically. No new notification. The 55 AMP Implementations for 2013 will affect Service Standards and fail to promote the USPS as a reliable, efficient and relevant for the future. This violates 39 USC 3662 101(d) and Section 302 of the PAEA that states the Postal Service has to revise its distribution network to meet changing conditions and must best suit operational needs yet they have failed to update after so many changes have been made at these facilities over the last 2-4 years.

V. The East Texas P. & D. Center is self-efficient, located in prime area for easy access to major highways. The AMP move is to send mail (raising transportation costs) to Shreveport over 88 miles, North Texas P & D Center over 120 miles and North Houston P & D Center over 197 miles away and then to bring the mail back to the East Texas P & D Center (757 and 758) mail to then be separated and delivered to over four areas in East Texas.

VI. We have requested the evidentiary support that the Postal Service has denied all 229 facilities with un-redacted copies of AMP studies hiding actual costs for moving mail and equipment (see the NLRB Award attached) and we still have not received transparency and documents from the USPS (see attached request to the USPS dated 3-29-2013). We are requesting new studies as we are in need of the most updated report since changes have occurred in staffing, new postal

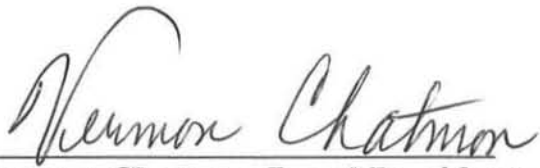
support low wage earners, and mail volume increases in parcels. Transparency needs to be enforced by the PRC.

VII. The 55 AMP sites accelerated for Advance Implementation scheduled for the summer of 2013 need to be addressed by the PRC. The PRC has not resolved these issues and violations of the PAEA and 39 3662 101(d). These studies are outdated, and the Union Representatives were denied AMP Feasibility studies and PIRs. NLRB ruled we have the right to these studies and they should be given prior to a public meeting as well as prior to a decision to implement. We still have not received anything (see attached NLRB Decision).

VIII. The remedy requested is that the PRC utilize their enforcement tools and direct the USPS to cease implementation of the 55 cites to be either closed or consolidated. Cease movement of any mail and/or equipment from any of the 55 plants. The PRC needs to use their subpoena power and authority to force new AMP studies due to the old studies being outdated. They do not reflect new savings and less staffing that has occurred due to retirements. The study should include the new rise in parcel and third class mail volume. Stop the USPS from changing the service standards when they implement their old plans for the 55 plants (see attached list).

IX. The USPS has continued to keep the employees, the unions, the customers, the community and the PRC in the dark as to the adverse affects of all the closings and consolidations. We are being used as pawns so that pressure is placed on Congress to do their job and release the USPS from PAEA requirements to pay into the health plan fund 75 years in advance, and to attempt to recoup the overpayments made over the years that have not been returned to the USPS. This is being done at the detriment of the communities and the workers. The PMG refuses to resolve the issues of providing new revised studies, and have not provided the un-redacted studies from years ago. Our National Union has met and conferred with the General Counsel to no avail. We will provide testimony from our National APWU President and Vice President on this matter of the results of this conferring that has occurred.

X. This Complaint has been emailed to PRCCOMPLAINTS@usps.gov.

A handwritten signature in cursive script, reading "Vernon Chatmon". The signature is written in dark ink and is positioned above a horizontal line.

Vernon Chatmon Local President
Tyler, TX Local #1477